

House Engrossed

**FILED**

**KEN BENNETT  
SECRETARY OF STATE**

State of Arizona  
House of Representatives  
Forty-ninth Legislature  
First Regular Session  
2009

CHAPTER 146

# **HOUSE BILL 2569**

AN ACT

AMENDING SECTION 13-2319, ARIZONA REVISED STATUTES; RELATING TO HUMAN  
SMUGGLING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2 Section 1. Section 13-2319, Arizona Revised Statutes, is amended to  
3 read:  
4 13-2319. Smuggling; classification; definitions  
5 A. It is unlawful for a person to intentionally engage in the  
6 smuggling of human beings for profit or commercial purpose.  
7 B. A violation of this section is a class 4 felony.  
8 C. Notwithstanding subsection B, a violation of this section is a  
9 class 2 felony if the human being smuggled is under eighteen years of age and  
10 not accompanied by a family member over ~~the age of~~ eighteen YEARS OF AGE OR  
11 THE OFFENSE INVOLVED THE USE OF A DEADLY WEAPON OR DANGEROUS INSTRUMENT.  
12 Chapter 10 of this title does not apply to a violation of this subsection.  
13 D. For the purposes of this section:  
14 1. "Family member" means the person's parent, grandparent, sibling or  
15 any other person related to the person by consanguinity or affinity to the  
16 second degree.  
17 2. "Smuggling of human beings" means the transportation, procurement  
18 of transportation or use of property or real property by a person or an  
19 entity that knows or has reason to know that the person or persons  
20 transported or to be transported are not United States citizens, permanent  
21 resident aliens or persons otherwise lawfully in this state.

APPROVED BY THE GOVERNOR JULY 13, 2009.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JULY 13, 2009.